

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

In re: CHAPTER 7  
Case No.  
NORBERT JOSEPH AHLERS, Debtor L-91-01265-D  
RIVERSIDE TRACTOR-TRAILER, CO. Plaintiff

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
DEC 26 1991  
BARBARA A. EVERLY, CLERK

v.  
NORBERT JOSEPH AHLERS Defendant Adversary Proceeding No.  
L-91-0191-D

**JUDGMENT**

This proceeding having come on for trial or hearing before the court, the Honorable MICHAEL J. MELLOY, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

IT IS ORDERED AND ADJUDGED: Riverside Tractor-Trailer Co., is granted a nondischargeable judgment in the amount of \$3,661.98 against debtor, Norbert Joseph Ahlers. The balance of the debt owed to Riverside Tractor-Trailer Co., is discharged. The nondischargeable judgment shall carry interest at the Iowa judgment rate of 10% per annum from the date of filing the complaint to date of entry of judgment. Interest on the judgment thereafter shall accrue at the federal judgment rate of 4.41% per annum. Costs are assessed to the defendant.



[Seal of the U.S. Bankruptcy Court]  
Date of Issuance: December 26, 1991  
mg

BARBARA A. EVERLY  
Clerk of Bankruptcy Court

By: *Michael A. Golay*  
Deputy Clerk

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UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

IN RE: Chapter 7  
BANKRUPTCY NO.  
NORBERT JOSEPH AHLERS, L-91-01265D

Debtor.

-----  
RIVERSIDE TRACTOR-TRAILER CO.,

ADVERSARY NO.

Plaintiff,

L-91-0191D

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

v.

NORBERT JOSEPH AHLERS,

DEC 26 1991

Defendant.

BARBARA A. EVERLY, CLERK

**ORDER RE: DISCHARGEABILITY**

The trial of the dischargeability complaint filed by Riverside Tractor-Trailer Co., was held on December 19, 1991. The Court, having heard the evidence and arguments of counsel, entered findings of fact, conclusions of law, and order at the conclusion of the proceedings.


IT IS THEREFORE ORDERED the portion of the complaint requesting that the debtor's discharge be denied pursuant to 11 U.S.C. § 727 is denied. Debtor shall be granted a discharge under 11 U.S.C. § 727.

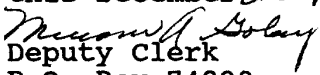
IT IS FURTHER ORDERED that the portion of the complaint requesting that the discharge of the debt owing to Riverside Tractor-Trailer Co., be denied pursuant to 11 U.S.C. § 523(a)(6) is granted in part and denied in part. Riverside Tractor-Trailer Co., shall be granted a nondischargeable judgment in the amount of \$3,661.98.

The balance of the debt owed to Riverside Tractor-Trailer Co., is discharged. The nondischargeable judgment shall carry interest at the Iowa judgment rate of 10% per annum from the date of filing the complaint to date of entry of judgment. Interest on the judgment thereafter shall accrue at the federal judgment rate of 4.41% per annum.

IT IS FURTHER ORDERED that costs are assessed to the defendant.

DONE AND ORDERED this 26<sup>th</sup> day of December, 1991.

  
\_\_\_\_\_  
MICHAEL J. MELLOY  
Chief Bankruptcy Judge

Copies to: *to Judgment*  
Dirk J. Hamel,  
Atty for Plaintiff;  
John J. Goen,  
Atty for Defendant;  
U.S. Trustee;  
this December 26, 1991  
  
Deputy Clerk  
P.O. Box 74890  
Cedar Rapids, Iowa 52407

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

JAN - 6 1992

BARBARA A. EVERLY, CLERK

**In re**

Bankruptcy Case No.

NORBERT JOSEPH AHLERS,

Debtors

L-91-01265-D

RIVERSIDE TRACTOR-TRAILER, CO.,

Plaintiff

Adversary Proceeding No.

NORBERT JOSEPH AHLERS,

Defendant

L-91-0191-D

## BILL OF COSTS

Notice is given that the following Bill of Costs will be presented to the bankruptcy clerk at the following place and time:

Address	800 The Center, 425 Second St. SE P. O. Box 74890 Cedar Rapids, IA 52407	Room	800
		Date and Time	1/16/92 11:00 a.m.

Judgment was entered in the above entitled action on 12/26/91 against Defendant Norbert Joseph Ahlers  
(date) (date)

The clerk of the bankruptcy court is requested to tax the following as costs:

Fees of the clerk .....	\$ <u>\$120.00</u>
Fees for service of summons and complaint .....	\$ <u>21.00</u>
Fees of the court reporter for any and all part of the transcript necessarily obtained for use in the case .....	\$ _____
Fees and disbursements for printing .....	\$ _____
Fees for witnesses (itemized on reverse) .....	\$ _____
Fees for exemplifications and copies of papers necessarily obtained for use in this case .....	\$ _____
Docket fees under 28 U.S.C. § 1923 .....	\$ _____
Costs incident to taking of depositions .....	\$ _____
Costs as shown on Mandate of appellate court .....	\$ _____
Other costs [Please itemize] .....	\$ _____
	\$ _____
	\$ _____
TOTAL .....	\$ <u>141.00</u>

## DECLARATION

I, attorney for Riverside Tractor-Trailer Co. declare under penalties of perjury that the  
(name of party)

forgoing costs are correct and were necessarily incurred in this action, that the services for which fees have been charged were actually and necessarily performed, and that a copy of this Bill of Costs was mailed this day with postage fully prepaid to:

Name and Address of Judgment Debtor  
Norbert Joseph Ahlers  
c/o John J. Goen, Attorney at Law  
P.O. box 247  
Dyersville, Iowa 52040

January 2, 1992

Date \_\_\_\_\_

*Signature of Attorney*

**COSTS ARE TAXED IN THE FOLLOWING AMOUNT AND INCLUDED IN THE JUDGMENT:**

*Clerk of the Bankruptcy Court*

**By:**

~~Deputy Clerk~~

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Copy to Dirl Hamel, John Goen, Norbert Joseph Ahlers, U.S. Trustee  
this January 17, 1992 mg

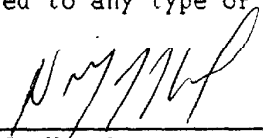
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STATE OF IOWA       )  
                              ) SS:  
COUNTY OF DUBUQUE )

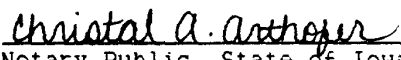
I, Dirk J. Hamel, having been first duly sworn, upon my oath depose and state as follows:

1. I am the attorney for the Plaintiff herein.

2. The Defendant Norbert Joseph Ahlers was not within six months prior to the commencement of this action against him, in any branch of the military or naval services of the United States, or subject to the Soldiers and Sailors Civil Relief Act, nor entitled to any type of relief under said act.

  
\_\_\_\_\_  
Dirk J. Hamel

Subscribed and sworn to before me by Dirk J. Hamel this 2nd day of January, 1992.

  
\_\_\_\_\_  
Notary Public, State of Iowa